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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

21 UNITED STATES OF AMERICA, ) Case No. CR 07-0038 MHP  
22 Plaintiff, ) [PROPOSED] ORDER CONTINUING  
23 v. ) SENTENCING TO JANUARY 28, 2008  
24 STANLEY C. RHODES, )  
25 Defendant. )  
26 \_\_\_\_\_ )

27 WHEREAS, on January 22, 2007 the defendant was charged in a one-count Information  
28 with mail fraud in violation of 18 U.S.C. § 1341;

29 WHEREAS, on March 5, 2007 the defendant pleaded guilty to the count charged in the  
30 Information;

31 WHEREAS, the defendant was initially scheduled to be sentenced on June 6, 2007 and,  
32 pursuant to a stipulated continuance, that sentencing hearing was continued to July 30, 2007;

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1 WHEREAS, the defendant's sentencing date was thereafter continued to October 29,  
2 2007 to permit the Probation Office to interview the defendant prior to preparing the Presentence  
3 Report and to accommodate government counsel's trial and travel schedule;

4 WHEREAS, the Probation Office has submitted the Presentence Report;

5 WHEREAS, the defendant was recently diagnosed with a serious medical condition,  
6 further information concerning which will be provided by the defendant to the Court under seal  
7 should the Court so direct;

8 WHEREAS, the defendant has provided information to the government and to the  
9 Probation Officer concerning his medical condition and in light of his condition the government  
10 and the Probation Officer have no objection to continuing the defendant's sentencing;

11 WHEREAS, counsel for the United States currently is scheduled to be in trial in *United*  
12 *States v. Jensen*, Case No. CR 06-0556 CRB, which trial is expected to begin with jury selection  
13 on November 19, 2007;

14 THEREFORE, it is hereby stipulated by and between the defendant and the United States,  
15 through their respective counsel of record, that the sentencing shall be continued from October  
16 29, 2007, to January 28, 2008.

17 IT IS SO STIPULATED.

18 /S/

19 DATED: October 22, 2007 \_\_\_\_\_  
20 \_\_\_\_\_ **TIMOTHY P. CRUDO**  
Assistant U.S. Attorney

21 /S/

22 DATED: October 22, 2007 \_\_\_\_\_  
23 \_\_\_\_\_ **ROBERT A. CASPER**  
Counsel to Defendant

24 IT IS SO ORDERED.

25  
26 Dated: 10/24/2007 \_\_\_\_\_

